

Senator Harbison offered the following amendment:

"Amend the bill by adding after the word 'year,' in line 24, the following: 'Provided that any person over the age of 17 and under the age of 20 shall be permitted to attend the public free schools free of charge so long as their studies do not exceed the studies prescribed by law in an examination for a second grade teachers' certificate; but such persons over the age of 17 shall not be enumerated in making the scholastic appropriation.'"

ADJOURNMENT.

On motion of Senator Hill, the Senate, at 6:35 o'clock p. m., adjourned until Monday at 10 o'clock a. m.

FORTY-THIRD DAY.

Senate Chamber.

Austin, Texas, Monday, March 23, 1903.

Senate met pursuant to adjournment.

Lieutenant Governor Neal in the chair.

Roll call. Quorum present, the following Senators answering to their names:

Beaty.	Harper.
Brachfield.	Henderson.
Cain.	Hicks.
Davidson of	Hill.
DeWitt.	Lipscomb.
Davidson of	Martin.
Galveston.	McKamy.
Decker.	Mills.
Douglass.	Morris.
Faubion.	Patteson.
Faulk.	Paulus.
Faust.	Savage.
Grinnan.	Sebastian.
Hale.	Stafford.
Harbison.	Wilson.

Absent.
Willacy.

Hanger.
Perkins.

ROLL CALL OF OFFICERS AND EMPLOYEES.

Present.

Clyde D. Smith.
W. E. DeLamar.
R. M. Gilmore.
Amos Wynne.
W. M. Cobb.
Eldred McKinnon.
Mrs. Laura V. Grinnan.
C. H. Allen.
D. F. Hughes.
Frank Mullins.
C. J. Kirk.

Miss May Fant Odom.
J. C. Son.
Miss Georgie Sturgess.
Mrs. Hattie Yarbrough.
Miss Emily Holcomb.
Mrs. J. R. Van Orden.
Miss Bessie Goldstein.
Miss L. Stanley.
W. A. Shaw, Jr.
Lucien Goss.
Herbert Davenport.
Charlie Lane.
Willie Gibson.
Henry Paulus.
Evetts Thornhill.
Walter Savage.
Willie Gray.
Ed Underhill.
Will Bartley.
Reed Pearson.
Josh Pyles.
Ellis Monroe.
Albert Hill.
Jos. Hill.
Dan Edwards.
Mark Marsh.

Absent.

F. P. Smith.
Miss Lucy Lane.
Rev. I. S. Davenport.
Mrs. Hope H. Hawkins.
W. T. Pace.
James Sebastian.

Absent—Excused.
Jamie Snipes.

Prayer by the Rev. W. H. Richardson of McKinney.

Pending the reading of the Journal of yesterday,

On motion of Senator Davidson of same was dispensed with.

EXCUSED.

On motion of Senator Wilson, Senator Douglass was excused from attendance upon the Senate on last Thursday, Friday and Saturday, on account of sickness.

On motion of Senator McKamy, Mr. Pace, committee clerk, was excused from attendance upon the Senate on Saturday afternoon, on account of important business.

On motion of Senator Wilson, Senator Beaty was excused from attendance upon the Senate Friday and Saturday, on account of important business.

PETITIONS AND MEMORIALS.

Senator Hill offered the following petition:

Longfellow, Texas, March 17, 1903.

Hon. Senator Hill, Austin, Texas.

HONORABLE SIR: We, the undersigned,

railroad telegraphers and citizens of the State of Texas; also citizens and legal voters of the State of Texas, interested in the working of said railroad telegraphers, do hereby petition you to exert your influence and support in securing the passage and enactment of the attached bill, entitled an act creating a board of railroad telegraph examiners, and making it unlawful for any person to engage in the occupation of railroad telegrapher without first obtaining a license from said board, and providing penalties; to provide for the increased safety of the traveling public at large, and to improve the standard of efficiency of said railroad telegraphers in the State of Texas; said bill to effect the railroad telegraphers employed by all railroads operating in the State of Texas.

Soliciting your hearty favor of this measure, we are

Most respectfully yours,

U. R. Billingsley, Longfellow, sheep raiser.

Alfred H. Cotton, Longfellow, railroad telegrapher.

W. T. Laing, Longfellow, railroad telegrapher.

A. E. Chesney, El Paso, conductor.

Geo. Stead, El Paso, engineer.

W. A. Whittle, El Paso, brakeman.

H. M. Young, El Paso, engineer.

C. McGinnis, El Paso, conductor.

Carl Farmer, El Paso, brakeman.

S. H. Ownbey, El Paso, brakeman.

A. Malone, El Paso, conductor.

C. Pelot, El Paso, brakeman.

W. J. Arendale, El Paso, brakeman.

W. Wallace, El Paso, brakeman.

F. W. Aley, El Paso, brakeman.

Will L. Julian, El Paso, fireman.

T. H. Bunker, El Paso, conductor.

S. A. Donaldson, El Paso, engineer.

C. Brahm, El Paso, conductor.

F. Oldman, El Paso, brakeman.

A. S. Stewart, El Paso, brakeman.

C. M. Strauss, El Paso, engineer.

J. D. Burrows, El Paso, fireman.

C. E. Shottenkirk, El Paso, brakeman.

Mate Dubelbeiss, El Paso, brakeman.

A. U. Laurence, Taber, railroad telegrapher.

E. Brown, El Paso, conductor.

W. E. Swearngen, El Paso, brakeman.

F. W. Conner, El Paso, engineer.

H. Newton, El Paso, fireman.

J. H. Ludwig, El Paso, conductor.

A. Harkaws, El Paso, engineer.

C. J. Matheney, El Paso, conductor.

C. Farmer, El Paso, brakeman.

A. W. Young, El Paso, conductor.

A BILL

TO BE ENTITLED

An Act creating a Board of Railroad Telegraph Examiners and making it unlawful for any person to engage in the occupation of railroad telegrapher without first obtaining a license from said Board and providing penalties.

Be it enacted by the Legislature of the State of Texas:

Section 1. That there be and is hereby established a Board of Railroad Telegraph Examiners, to consist of five members to be appointed by the Governor from among railroad telegraph operators who have been residents of the State for not less than two years next preceding their appointment, actively engaged in railroad telegraph service. The Governor shall, within thirty days after this act takes effect, appoint three members of said Board, to hold office for a term of one year, and two members to hold office for two years, and annually thereafter he shall alternately appoint two and three members of said Board, who shall hold office for two years and until their successors have been appointed and qualified.

Sec. 2. It shall be the duty of said Board to carefully examine all persons who may make application, touching their mental, moral and physical fitness, as well as their skill in telegraphy, and their knowledge of the standard rules of railroading, and to issue to such as may be found qualified, certificates or license permitting them to engage in the business of railroad telegrapher; provided, no license shall be granted to any person under the age of eighteen years, and who cannot transmit by telegraph at least twenty-three words per minute.

Sec. 3. The Board shall select from among their number a president, a vice president, a secretary and a treasurer. Regular meetings of the Board shall be held on the second Monday in January, April, July and October of each year. Special meetings may be held as often as may be necessary to examine applicants, and may be called by the president on his motion, or on the written request of three members of the Board. Meetings shall be held in different parts of the State, in such places as will accommodate the greatest number of applicants. Notice of meetings shall be given by publication not less than three times in some newspaper published in the city of Austin, at least ten days be

fore such meetings are held. Three members of the Board shall constitute a quorum for the transaction of business.

Sec. 4. All persons desiring to obtain a license to engage in the occupation of railroad telegrapher, shall make application to said Board for examination, in the form, and upon the blanks to be prepared and furnished by the Board of Examiners. Each application shall be accompanied by a fee of three dollars, which must be paid by the applicant to the secretary of the Board, who shall turn the same over to the treasurer.

Sec. 5. All applicants, after examination by the Board, who shall be found competent and qualified under this act, to engage in the occupation of railroad telegrapher, shall have issued to them a license certificate, signed and attested by the president and secretary of the Board, entitling them to engage in the business of railroad telegrapher in Texas, subject to the terms of this act. Should any applicant fail to pass successfully the examination above provided for, he may apply at any time after three months from the date of his first application, for which he shall pay a fee of two dollars.

Sec. 6. All fees paid to the Board shall be safely kept by the treasurer, and paid out only on orders passed by the Board, and on warrants signed by the president and secretary. Members of the Board shall receive the sum of five dollars per day while actually engaged in the work of the Board, and the railroad fare actually paid out in attending Board meetings, which shall be paid out of the money in the hands of the Board treasury. Whenever the sum in the hands of the treasurer shall exceed the sum of five hundred dollars, the excess shall be paid into the State treasury.

Sec. 7. All persons who have been actively engaged in the occupation of railroad telegrapher for ten years next preceding the date when this act shall take effect, shall not be required to stand the examination provided herein, but upon making proof of such ten years service to the satisfaction of the Board of Examiners, they shall be granted license entitling them to pursue the occupation of railroad telegrapher under the provisions of this act; for issuing such license a fee of one dollar each shall be paid to the Board.

Sec. 8. Any person to whom a license has been issued, as provided in this act, who shall for as long a consecutive period as two years, leave or abandon the occupation of railroad telegrapher, shall not again engage in such occupa-

tion without undergoing the examination herein provided.

Sec. 9. For good cause shown, the Board of Examiners may revoke the license of any person, upon giving such person ten days' notice, in writing, and an opportunity to be heard in his own behalf.

Sec. 10. No person shall be employed or permitted to engage in the occupation of railroad telegraph operator in the employment of any railroad company, or in any employ where such person may have to handle railroad dispatches, or orders concerning the movement of trains, without first having obtained a license as herein provided, and no person obtaining such license shall engage in such occupation without first having posted his license in a conspicuous place in the office, or room, where he actually works.

Sec. 11. Any person violating any of the provisions of this act shall be guilty of a misdemeanor, and upon conviction, shall be fined in any sum not less than \$50 nor more than \$500, and each day such violation continues shall constitute a separate offense.

Sec. 12. Nothing in this act shall be taken as including, or affecting in any way, any telegraph operator who may be employed in commercial work, and who does not handle railroad dispatches and train orders concerning the movement of trains.

Senator Stafford offered the following:

Tyler, Texas, February, 27, 1903.

Hon. R. N. Stafford, Senator Seventh District of Texas, Austin, Texas.

DEAR SIR: Your petitioners, citizens of Smith county, respectfully ask your assistance in the passage of a bill now pending before the Legislature, proposing to appropriate the sum of \$200,000 for the Texas World's Fair work.

We respectfully submit, that we deem it of vast importance to have the resources of the State of Texas fully represented at the St. Louis World's Fair in 1904, and we earnestly request that you use your best efforts to have this bill become a law.

Respectfully,

L. L. Jester.
John Durst.
B. W. Rowland.
James R. Adams.
Geo. S. McGhee.
C. L. Porter.
F. L. DeShong.
B. Wheeler.
Tom H. Thornton.
John H. Bonner.
M. V. Kennedy.

I. Liebrich.
 H. Liebrich.
 J. W. Beard.
 J. W. Head.
 S. H. Cox.
 W. C. Morgan.
 T. O. Woldert.
 E. G. Connally.
 Pat H. Beaird.
 J. D. Phillips.
 D. H. Connally.
 T. B. Butter.
 S. J. Morris.
 W. Frank Knox.
 J. A. Knowles.
 J. F. Gaston.
 C. W. Boon.
 C. C. Crews.
 J. H. Herndon.
 W. S. Herndon.
 N. T. Pirtle.
 Edge Bros.
 C. L. Caspary.
 G. W. Eason.
 R. D. Cobb.
 C. F. Mansfield.
 T. W. Brazelton.
 H. M. Whitaker.
 Chas. T. Bonner.
 E. D. Johnston.
 Cone Johnson.
 Hampson Gary.
 A. P. Morris.
 E. O. Gayle.
 B. B. Beaird.
 E. Albertson.
 Alex. Woldert.
 J. J. Covington.
 T. E. Covington.
 T. E. Swann.
 L. A. Starley.
 H. J. McIntosh.
 Forrest Mathis.
 J. W. Wright.
 Ben C. Cain.
 J. H. Seeton.
 Gus F. Taylor.
 Geo. R. Phillips.
 E. H. Griffiths.
 J. S. Carlton.
 H. O. McDougal.
 Wm. C. Cox.
 W. L. Watkins.
 C. A. Smith.
 Jeff D. Burns.

BILLS AND RESOLUTIONS.

By Senator Beaty:

Senate bill No. 319, A bill to be entitled "An Act to amend an act entitled 'An Act to incorporate the city of Beaumont; to grant a special charter, and to fix its boundaries, passed by the Twenty-sixth Legislature, Chapter 12, approved May 12, 1899, by amending Section 47 of said act, authorizing the city of Beaumont to invest the sinking fund

created to pay the bonds issued by said city in bonds of the State, or of counties in the State of Texas, or of bonds of the United States; or to use such funds for the purchase of bonds of the city of Beaumont which are not yet due.'"

Read first time, and referred to Committee on Towns and City Corporations.

Morning call concluded.

FREE CONFERENCE COMMITTEE REPORT.

Committee Room,
 Austin, Texas, March 21, 1903.

Hon. Geo. D. Neal, President of the Senate, and Hon. Pat M. Neff, Speaker of the House of Representatives.

SIRS: We, your Free Conference Committee appointed to reconcile the differences between the two houses on House bill No. 22, beg leave to make the following report:

We recommend that the Senate amendments be concurred in.

(1)

"Strike out all after the enacting clause, and insert the following:

"Article 2366. The time and place of making sale of real estate under execution, order of sale, or venditioni exponas, shall be advertised by the officers having the notice thereof published in the English language once a week for three consecutive weeks preceding such sale, in some newspaper published in said county. The first of such publications shall appear not less than sixteen days immediately preceding the day of sale. Said notice shall contain a statement of the authority by virtue of which the sale is made, the time of the levy and the time and place of sale, shall state the locality of the property, giving a brief description thereof, sufficient to enable it to be reasonably known and identified. The fees allowed for such publications shall be 75 cents per one hundred words for the first insertion, and 50 cents per 100 words for each of the two subsequent insertions, such fee to be taxed and paid as other costs. If there be no newspaper published in the county, or none the publisher of which will publish the notice of sale for the compensation herein fixed, the officer shall post such notice in writing in three public places in the county, one of which shall be at the court house door of such county for at least twenty days successively next before the day of sale."

"Section 2. All laws and part of laws in conflict herewith are hereby repealed."

(2)

"Add at the end of Section 1 of amendment 1 the following: 'And shall deliver or mail to the defendant or defendants in execution a copy of such notice of sale.'"

(3)

"Add after amendment 2 the following: 'Provided, that upon written request of the defendant in execution, filed in the court from which said execution or order of sale is issued, at any time within five days from the date of such execution or order of sale, the publication may be by posting as provided above.'"

PAULUS,
SEBASTIAN,
STAFFORD,
HARPER,
MARTIN,

On part of the Senate.

NAPIER,
ROBERTSON of Williamson,
SEVIER,

On part of the House.

A minority of your Free Conference Committee on House bill No. 22, begs leave to dissent from the foregoing report.

BROWNE of Karnes.

Senator Paulus moved that the majority Free Conference Committee report be adopted.

The motion prevailed.

Senator Sebastian moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 196—PASSAGE OF.

On motion of Senator McKamy, pending business (Senate bill No. 158) was suspended, and the Senate took up, out of its regular order, House bill No. 196.

The Chair laid before the Senate on its third reading,

House bill No. 196, A bill to be entitled "An Act to prohibit the buying and selling of pools or receiving or making bets on horse racing, to prohibit leasing the premises for pool rooms, and to provide a penalty for its violation."

The bill was third time, and passed.

Senator McKamy moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 295.

On motion of Senator Davidson of DeWitt, pending business (Senate bill No. 158) was suspended, and the Senate took up, out of its order, Senate bill No. 295.

The Chair laid before the Senate on its second reading,

Senate bill No. 295, A bill to be entitled "An Act to amend Article 1465, Chapter 21, of the General Laws of 1895, relating to the appointment of receivers by judges of courts of competent jurisdiction, so that Article 1465 shall hereafter read as follows:"

Senator Hill offered the following amendment:

"Amend by adding Section 6 as follows:

"Section 6. The near approach of the close of this session, the crowded condition of the calendar, and the fact that there is no law permitting the closing up of an insolvent corporation which has not paid dividends in three years, creates an imperative public necessity and emergency requiring the suspension of the constitutional rule requiring bills to be read on three several days, and said rule is suspended, and this act take effect from its passage.'"

The amendment was adopted.

Bill was read second time, and ordered engrossed.

On motion of Senator Davidson of DeWitt, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage, by the following vote:

Yeas—26.

Beaty.	Henderson.
Cain.	Hicks.
Davidson of	Hill.
DeWitt.	Lipscomb.
Davidson of	Martin.
Galveston.	McKamy.
Decker.	Mills.
Faubion.	Morris.
Faulk.	Patteson.
Faust.	Paulus.
Grinnan.	Savage.
Hale.	Sebastian.
Hanger.	Stafford.
Harper.	Wilson.

Absent.

Brachfield.	Perkins.
Douglass.	Willacy.
Harbison.	

The bill was read third time, and passed by the following vote:

Yeas—26.

Cain.	Faust.
Davidson of	Grinnan.
DeWitt.	Hale.
Davidson of	Hanger.
Galveston.	Harper.
Decker.	Henderson.
Douglass.	Hicks.
Faubion.	Hill.
Faulk.	Lipscomb.

Martin.	Paulus.
McKamy.	Savage.
Mills.	Sebastian.
Morris.	Stafford.
Patteson.	Wilson.

Absent.

Beaty.	Perkins.
Brachfield.	Willacy.
Harbison.	

Senator Davidson of DeWitt moved to reconsider the vote by which the bill was passed, and lay that motion on the table. The motion to table prevailed.

SENATE BILL NO. 274.

On motion of Senator Wilson, pending business (Senate bill No. 158) was suspended, and the Senate took up, out of its regular order, Senate bill No. 274.

The Chair laid before the Senate on its second reading,

Senate bill No. 274, A bill to be entitled "An Act to amend Subdivision 3 of Article 642 of Chapter 130, of the Acts of the Regular Session of the Twenty-fifth Legislature, entitled 'An Act to amend Articles 641 and 642, Chapter 2, Title XXI, of the Revised Civil Statutes of Texas, relating to corporations.'"

Senator Davidson of Galveston offered the following amendment:

"Amend by adding after the word 'individual,' in line 26, page 1, the following: 'or private corporations and the State.'"

The amendment was adopted.

Bill was read second time, and ordered engrossed.

On motion of Senator Wilson, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—27.

Brachfield.	Harper.
Cain.	Henderson.
Davidson of	Hicks.
DeWitt.	Hill.
Davidson of	Lipscomb.
Galveston.	Martin.
Decker.	McKamy.
Douglass.	Mills.
Faubion.	Patteson.
Faulk.	Paulus.
Faust.	Savage.
Grinnan.	Sebastian.
Hale.	Stafford.
Hanger.	Wilson.
Harbison.	

Absent.

Beaty.	Perkins.
Morris.	Willacy.

The bill was read third time, and passed by the following vote:

Yeas—27.

Brachfield.	Henderson.
Cain.	Hicks.
Davidson of	Hill.
Galveston.	Lipscomb.
Decker.	Martin.
Douglass.	McKamy.
Faubion.	Mills.
Faulk.	Morris.
Faust.	Patteson.
Grinnan.	Paulus.
Hale.	Savage.
Hanger.	Sebastian.
Harbison.	Stafford.
Harper.	Wilson.

Absent.

Beaty.	Perkins.
Davidson of	Willacy.
DeWitt.	

Senator Wilson moved to reconsider the vote by which the bill was passed, and to lay that motion on the table.

The motion to table prevailed.

HOUSE BILLS SIGNED.

The Chair (Lieutenant Governor Neal) gave notice of signing, and did sign in the presence of the Senate after their captions had been read

House bill No. 406, "An Act to create the Sixty-third Judicial District of the State of Texas, to be composed of the counties of Jeff Davis, Presidio, Brewster, Pecos, Val Verde, Kinney and Maverick, and, to prescribe the time of holding terms of the district court in said district, and to transfer the district attorney of the Forty-second Judicial District to said new district and to provide for the appointment of a time of holding court therein; to provide for a district attorney for said Forty-first and Thirty-fourth Juicial Districts; to provide for a clerk of the district court of the Forty-first Judicial District, and to empower the district court of the Thirty-fourth Judicial District to empanel a grand jury for El Paso county, and giving authority to the judges of either of said two courts in El Paso county to transfer cases from their respective courts to the other said courts; to validate all writs and other process heretofore issued out of the district court of said Forty-first and Thirty-fourth Judicial Districts, and to repeal all laws and parts of laws in conflict herewith."

House bill No. 462, An Act to render more effective and efficient the present road law of the State of Texas in its application and operation in the county of Nueces."

House bill No. 243, "An Act to appropriate \$50,000 to be paid to any one who will discover and furnish a practical remedy that will exterminate the cotton boll weevil, and \$2,500 for expenses of committee to pass on the findings of said person or persons."

House bill No. 499, "An Act to create a more efficient road system for Hopkins county, Texas."

House bill No. 196, "An Act to prohibit the buying and selling of pools or receiving or making bets on horse racing, to prohibit leasing the premises for pool rooms, and to provide a penalty for its violation."

House bill No. 444, "An Act to amend Section 3 of an act entitled 'An Act to reorganize the Thirty-second Judicial District of the State of Texas, and to designate the counties which compose the same; to prescribe the time for holding the district courts therein; to validate all processes and writs and bonds issued or executed prior to the taking effect of this act, and returnable to the terms of the said court as heretofore fixed by law, and to make same returnable to the terms of the said court as fixed in this act, and to repeal all laws and parts of laws in conflict herewith.'"

House bill No. 103, "An Act to add to the Agricultural and Mechanical College of Texas a department of instruction in the theory and practical art of textile and kindred branches of industry, and to make an appropriation therefor."

Senate bill No. 14, "An Act to amend an act entitled 'An Act to incorporate the city of Beaumont, to grant it a special charter and to fix its boundaries,' passed by the Twenty-sixth Legislature, Chapter 12, of the Special Laws of the said Legislature, approved May 12, 1899, by amending Sections 28 and 36 of said act, and by adding thereto Sections 28a, 28b, 28c, 28d, 28e, 28f, 28g, 36a, 36b, 36c, 36d, 36e, 36f, 36g, 36h, 36i, 36j, defining the jurisdiction and power of the city council with reference to streets, alleys, public grounds and highways; and the duty of said council in letting contracts for works of improvement and public works, in the said city of Beaumont, and by said additional sections defining the jurisdiction of the city council and liability of the citizens of said city with reference to the construction of sidewalks and pavements on the public streets and highways of said city; and providing a general system to secure the construction of sidewalks and pavements on public streets and highways of the said city, and the manner whereby due and proper proceedings may be had in order to fix the liability of property owners in respect to such

sidewalks and pavements; and providing a method for the collection of such amounts as may become due the city in this connection; and declaring an emergency."

House bill No. 63, "An Act to prohibit the sale or gift of spirituous, vinous or malt liquors, or medicated bitters capable of producing intoxication, to habitual drunkards; and providing a penalty therefor."

House bill No. 381, "An Act to create the Sixty-second Judicial District of Texas; to name the counties composing said district; to prescribe the time of holding the terms of the district court in said district, empowering the judge of the Sixth Judicial District to empanel the grand jury for Lamar county, and empowering the judge of the Eighth Judicial District to empanel the grand jury for Hunt and Delta counties, and giving authority to the judges of either the Sixth or Sixty-second Judicial Districts in the county of Lamar to transfer cases from their respective courts to the other of said courts, and giving authority to the judges of either the Eighth or Sixty-second Judicial Districts in the counties of Hunt and Delta to transfer cases from their respective courts in each of said counties to the other of said courts; and to provide for the appointment of a district judge for the Sixty-second Judicial District of Texas, and declaring an emergency."

HOUSE BILL NO. 442.

On motion of Senator Sebastian, pending business (Senate bill No. 158) was suspended, and the Senate took up, out of its order, House bill No. 442.

The Chair laid before the Senate on its second reading,

House bill No. 442, A bill to be entitled "An Act to regulate the terms and fix the times for holding the district court in the Thirtieth Judicial District of Texas, composed of the counties of Archer, Clay, Young and Wichita, so as to change the terms in each of said counties."

The bill was read second time, and passed to a third reading.

HOUSE BILL NO. 15.

On motion of Senator Savage, pending business (Senate bill No. 158) was suspended, and the Senate took up, out of its order, House bill No. 15.

The Chair laid before the Senate on its second reading,

House bill No. 15, A bill to be entitled "An Act to prevent coercion or black-listing of any employe or laborer, and to provide a penalty for the violation of the same."

The bill was read third time, and passed.

Senator Savage moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

SUBSTITUTE HOUSE BILL No. 10.

On motion of Senator Mills, pending business (Senate bill No. 158) was suspended, and the Senate took up, out of its order, Substitute House bill No. 10.

The Chair laid before the Senate on its third reading,

Substitute house bill No. 10, A bill to be entitled "An Act to amend Section 1, of Chapter 111, of an act passed by the Twenty-seventh Legislature, in Regular Session, same being an act to amend Section 4, of Chapter 7, of an act passed by the First Called Session of the Twenty-sixth Legislature to provide a uniform method of selecting trustees in independent school districts, so as to provide for assessing and collecting of taxes in independent school districts."

The bill was read third time, and passed.

Senator Mills moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO 315.

On motion of Senator Paulus, pending business (Senate bill No. 158) was suspended, and the Senate took up, out of its regular order, House bill No. 315.

The Chair laid before the Senate on its third reading,

House bill No. 315, A bill to be entitled "An Act to amend Section 7, Chapter 80, of act passed by the Twenty-sixth Legislature at its Regular Session of 1899, and entitled 'An Act to create a more efficient road system for Wharton and Lavaca counties, in the State of Texas; and making county commissioners of said counties ex-officio road commissioners, and prescribing their duties as such, and providing for their compensation as road commissioners; defining their powers and duties as such; and providing for the appointment of road overseers, and prescribing their duties; and for the working of county convicts on the public roads of such counties; and providing for the payment of officers' fees and rewards and penalties for said convicts; and to provide for the summoning of teams for road work, and for an allowance for time of road service for the same; and fixing penalties for the violation of this act,' so as to exempt Lavaca county from the provisions of said section."

The bill was read third time, and passed by the following vote:

Yeas—27.

Brachfield.	Henderson.
Cain.	Hicks.
Davidson of	Hill.
Galveston.	Lipscomb.
Decker.	Martin.
Douglass.	McKamy.
Faubion.	Mills.
Faulk.	Morris.
Faust.	Patteson.
Grinnan.	Paulus.
Hale.	Savage.
Hanger.	Sebastian.
Harbison.	Stafford.
Harper.	Wilson.

Absent.

Beaty.	Perkins.
Davidson of	Willacy.
DeWitt.	

HOUSE BILL NO. 560.

On motion of Senator Faust, pending business (Senate bill No. 158) was suspended, and the Senate took up, out of its order, House bill No. 560.

The Chair laid before the Senate on its second reading,

House bill No. 560, A bill to be entitled "An Act to create a more efficient road system in the counties of Guadalupe, Caldwell, Comal, Hays, Bastrop, Gonzales and Colorado."

Senators Hale and Stafford offered the following amendment:

"Amend by adding the counties of Burleson and Wood."

The amendment was adopted.

Bill was read second time, and passed to a third reading.

On motion of Senator Faust the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—26.

Beaty.	Harper.
Brachfield.	Henderson.
Cain.	Hicks.
Davidson of	Hill.
Galveston.	Lipscomb.
Decker.	Martin.
Douglass.	McKamy.
Faubion.	Morris.
Faulk.	Patteson.
Faust.	Paulus.
Grinnan.	Sebastian.
Hale.	Stafford.
Hanger.	Wilson.
Harbison.	

Absent.

Davidson of	Perkins.
DeWitt.	Savage.
Mills.	Willacy.

Senator Stafford offered the following amendment:

"Amend caption by adding the counties of Burleson and Wood."

The amendment was adopted by the following vote:

Yeas—25.

Beaty.	Harper.
Brachfield.	Henderson.
Cain.	Hicks.
Davidson of	Hill.
Galveston.	Lipscomb.
Decker.	Martin.
Douglass.	McKamy.
Faubion.	Morris.
Faulk.	Paulus.
Faust.	Savage.
Grinnan.	Sebastian.
Hale.	Stafford.
Hanger.	Wilson.

Absent.

Davidson of	Patteson.
DeWitt.	Perkins.
Harbison.	Willacy.
Mills.	

The bill was read third time, and passed by the following vote:

Yeas—26.

Beaty.	Harper.
Brachfield.	Henderson.
Cain.	Hicks.
Davidson of	Hill.
Galveston.	Lipscomb.
Decker.	Martin.
Douglass.	McKamy.
Faubion.	Morris.
Faulk.	Patteson.
Faust.	Paulus.
Grinnan.	Savage.
Hale.	Stafford.
Hanger.	Wilson.
Harbison.	

Absent.

Davidson of	Perkins.
DeWitt.	Sebastian.
Mills.	Willacy.

Senator Faust moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.
(Senator Stafford in the chair.)

HOUSE BILL NO. 157.

On motion of Senator Lipscomb, pending business (Senate bill No. 158) was suspended, and the Senate took up, out

of its regular order, House bill No. 157. The Chair laid before the Senate on its third reading,

House bill No. 157, A bill to be entitled "An Act providing for the appointment of official stenographers for district courts by the judges thereof, in all districts composed of only one county, or a portion of one county; prescribing their duties and providing for their compensation; and providing that this act may become applicable to all other district courts in the State."

Senator Lipscomb offered the following amendment:

"Amend committee amendments by striking out the figures '19,' in line 3, page 4, of printed bill, and insert the figures '16.'"

The amendment was adopted by the following vote:

Yeas—26.

Beaty.	Hicks.
Cain.	Hill.
Davidson of	Lipscomb.
Galveston.	Martin.
Decker.	McKamy.
Douglass.	Mills.
Faubion.	Morris.
Faulk.	Patteson.
Faust.	Paulus.
Grinnan.	Savage.
Hale.	Sebastian.
Hanger.	Stafford.
Harbison.	Wilson.
Henderson.	

Nays—1.

Brachfield.

Absent.

Davidson of	Perkins.
DeWitt.	Willacy.
Harper.	

Senator Davidson of Galveston offered the following amendment:

"Amend by adding to end of Section 4, 'provided, on demand of any person requiring such transcript, the same shall be transcribed in narrative form, for which the stenographer shall be paid 15 cents per folio of one hundred to be computed on the number of words in such narrative transcript.'"

The amendment was adopted by the following vote:

Yeas—23.

Beaty.	Hale.
Cain.	Hanger.
Davidson of	Harbison.
Galveston.	Henderson.
Decker.	Hicks.
Douglass.	Hill.
Faubion.	Lipscomb.
Faulk.	Martin.
Faust.	McKamy.

Morris.	Savage.
Patteson.	Stafford.
Paulus.	Wilson.

Nays—1.

Grinnan.

Present—Not voting.

Brachfield.

Absent.

Davidson of	Perkins.
DeWitt.	Sebastian.
Harper.	Willacy.
Mills.	

The bill was read third time, and passed by the following vote:

Yeas—22.

Beaty.	Hill.
Decker.	Lipscomb.
Douglass.	McKamy.
Faubion.	Mills.
Faulk.	Morris.
Faust.	Patteson.
Hale.	Paulus.
Hanger.	Savage.
Harbison.	Sebastian.
Harper.	Stafford.
Hicks.	Wilson.

Nays—5.

Brachfield.	Grinnan.
Cain.	Martin.
Davidson of	
Galveston.	

Present—Not voting.

Henderson.

Absent.

Davidson of	Perkins.
DeWitt.	Willacy.

Senator Lipscomb moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

FREE CONFERENCE COMMITTEE REPORT ON SENATE BILL NO. 8.

Committee Room,
Austin, Texas, March 23, 1903.

Hon. Geo. D. Neal, President of the Senate, and Hon. Pat M. Neff, Speaker of the House of Representatives.

SIRS: Your Free Conference Committee, to whom was referred Senate bill No. 8, have had the same under consideration, and recommend that the caption be changed to read as follows:

"An Act to amend Section 1, of Chapter 24, of the Acts of the Twenty-seventh Legislature of the State of Texas, being 'An Act to amend Section 1, Chapter 128, of an act passed by the Twenty-

sixth Legislature of the State of Texas, and sent to the Governor for his approval on the 20th day of May, A. D. 1899, and entitled "An Act providing a mode by which horses, mules, jacks, jennets and cattle may be prevented from running at large in the following counties, or in any subdivision of said counties, viz.: Cooke, Bell, Ellis, Montague, Fayette, Johnson, Collin, Rockwall, Lamar, Milam, Denton, Falls, Navarro, Fannin, Hunt, Tarrant, Grayson, Guadalupe, Dallas, Austin and Brazos, so as to place Lavaca, Colorado, Washington, Williamson, Smith and Delta counties under the provisions of said chapter," so as to place McLennan, San Patricio, Limestone, Coryell, Kaufman, Rains, Bastrop, Bee, Camp Caldwell, Calhoun, Cass, Comanche, Erath, Hill, Harrison, Hopkins, Jackson, Bosque, Montgomery, Morris, Upshur, Parker, Rusk, Red River, Titus, Trinity, Victoria, Van Zandt, Wise, Walker, Wood, Wilson, Comal, Nueces, Bexar, Eastland, Cherokee and Travis counties under the provisions of said chapter,' and to provide for the holding of an election for the purpose of enabling the freeholders of such counties or subdivisions thereof as may have adopted said law to repeal same."

"Amend Section 1, of Senate bill No. 8, so as to read as follows:

"Be it enacted by the Legislature of the State of Texas: Section 1. That Section 1, of Chapter 24, of the Acts of the Twenty-seventh Legislature of the State of Texas, be amended so as to hereafter read as follows:

"Section 1."

MILLS,
HALE,
HANGER,

On part of the Senate.

MORAN,
WORSHAM,
NAPIER,

On part of the House.

Senator Mills moved that the above report be adopted.

The motion prevailed.

Senator Mills moved to reconsider the vote by which the committee report was adopted, and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 275.

On motion of Senator Grinnan, pending business (Senate bill No. 158) was suspended and the Senate took up, out of its order, Senate bill No. 275.

The Chair laid before the Senate, on second reading,

Senate bill No. 275, A bill to be entitled "An Act to amend Article 5083 of the Revised Statutes of 1895, relating to the taxation of rolling stock of railroad companies."

Senator Grinnan offered the following amendment:

"Amend by adding after the word 'counties,' in line 18, page 1, the following, 'and school districts.'"

The amendment was adopted.

Senator Grinnan offered the following amendment:

"Amend by adding the following:

"Section 2. There being no law authorizing the assessment of railroad rolling stock for taxation in school districts, and the near approach of the close of the present session of the Legislature, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and that this act take effect from and after its passage, and it is so enacted."

The amendment was adopted.

Bill was read second time, and ordered engrossed.

On motion of Senator Grinnan, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—25.

Beaty.	Henderson.
Brachfield.	Hill.
Cain.	Lipscomb.
Decker.	Martin.
Douglass.	McKamy.
Faubion.	Mills.
Faulk.	Morris.
Faust.	Patteson.
Grinnan.	Paulus.
Hale.	Sebastian.
Hanger.	Stafford.
Harbison.	Wilson.
Harper.	

Absent.

Davidson of	Hicks.
DeWitt.	Perkins.
Davidson of	Savage.
Galveston.	Willacy.

The bill was read third time, and passed by the following vote:

Yeas—26.

Beaty.	Faulk.
Brachfield.	Faust.
Cain.	Grinnan.
Davidson of	Hanger.
DeWitt.	Harbison.
Decker.	Harper.
Douglass.	Henderson.
Faubion.	Hill.

Lipscomb.
Martin.
McKamy.
Mills.
Morris.
Patteson.

Paulus.
Savage.
Sebastian.
Stafford.
Wilson.

Absent.

Davidson of	Hicks.
Galveston.	Perkins.
Hale.	Willacy.

Senator Grinnan moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 131.

On motion of Snator Hill, pending business (Senate bill No. 158) was suspended, and the Senate took up, out of its order, Senate bill No. 131.

The Chair laid before the Senate, on its third reading,

Senate bill No. 131, A bill to be entitled "An Act authorizing the sale of certain portions of the public free school, university and asylum lands, to railroad companies owning, operating or constructing railroads in this State, for the location and establishment of town sites, depots, stations, yards and roundhouses, shops, divisional terminals, or water stations; and to prescribe the terms and conditions of such sales, to authorize the Commissioner of the General Land Office to fix the prices of such lands when sold for such purposes."

The bill was read third time, and passed by the following vote:

Yeas—20.

Beaty.	Harbison.
Davidson of	Hill.
DeWitt.	McKamy.
Decker.	Mills.
Douglass.	Morris.
Faubion.	Paulus.
Faulk.	Savage.
Faust.	Sebastian.
Grinnan.	Stafford.
Hale.	Wilson.
Hanger.	

Nays—6.

Brachfield.	Henderson.
Cain.	Martin.
Harper.	Patteson.

Absent.

Davidson of	Lipscomb.
Galveston.	Perkins.
Hicks.	Willacy.

Senator Hill moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 217.

On motion of Senator Decker, pending business (Senate bill No. 158) was suspended, and the Senate took up, out of its order, Senate bill No. 217.

The Chair laid before the Senate, on its second reading,

Senate bill No. 217, A bill to be entitled "An Act to validate all patents and surveys of land in tracts containing 640 acres or less, situated in counties in this State, organized between the 14th day of July, 1879, and the 22nd day of January, 1883, where said lands have been fully paid for prior to January 22, 1883, at the price authorized in the act approved July 14, 1879."

There being a majority and minority committee report,

Senator Decker moved that the majority committee report be adopted.

On motion of Senator Savage, the bill was postponed until 3 o'clock this afternoon.

HOUSE BILL NO. 94.

On motion of Senator Stafford, pending business (Senate bill No. 158) was suspended, and the Senate took up, out of its order, House bill No. 94.

The Chair laid before the Senate, on its second reading,

House bill No. 94, A bill to be entitled "An Act to amend Title LVIII, Revised Civil Statutes, relating to the subject of insurance, by adding thereto Chapter 5, embracing Articles 3096aa, 3096bb, 3096cc, 3096dd, 3096ee and 3096eee, providing that no insurance contract shall be held void because of immaterial misrepresentations made in the application therefor, or in the contract of insurance; and providing conditions upon which a defense may be made upon the ground of misrepresentation in the application, or in the contract, or in proof of death or loss, and making such contracts subject to the laws of this State, and prescribing conditions upon which foreign insurance corporations shall be permitted to do business in this State,"

With the following committee amendments:

(1) "Amend Article 3096eee by adding in line 6, after the word 'written,' the word 'photographic.'"

(2) "Amend Article 3096eee by adding unless it shall be shown on the trial that such misrepresentation was material to the risk and intentionally made."

On motion of Senator Stafford, the committee amendments were adopted.

Senator Stafford offered the following amendment:

"Amend the caption of the printed bill, line 24, by inserting after the word 'loss' the following: 'And providing the time

within which such matters of defense may be placed.'"

The amendment was adopted.

Bill was read second time, and passed to a third reading.

On motion of Senator Stafford, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—27.

Beaty.	Harbison.
Brachfield.	Harper.
Cain.	Henderson.
Davidson of	Hicks.
DeWitt.	Hill.
Davidson of	Lipscomb.
Galveston.	Martin.
Decker.	McKamy.
Douglass.	Mills.
Faubion.	Morris.
Faulk.	Patteson.
Faust.	Paulus.
Grinnan.	Savage.
Hale.	Stafford.
Hanger.	

Absent.

Perkins.	Willacy.
Sebastian.	Wilson.

The bill was read third time, and passed by the following vote:

Yeas—27.

Beaty.	Harbison.
Brachfield.	Harper.
Cain.	Henderson.
Davidson of	Hicks.
DeWitt.	Hill.
Davidson of	Lipscomb.
Galveston.	Martin.
Decker.	McKamy.
Douglass.	Mills.
Faubion.	Morris.
Faulk.	Patteson.
Faust.	Paulus.
Grinnan.	Savage.
Hale.	Stafford.
Hanger.	

Absent.

Perkins.	Willacy.
Sebastian.	Wilson.

Senator Stafford moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

SENATE JOINT RESOLUTION NO. 8.

On motion of Senator Faulk, pending business (Senate bill No. 158) was suspended, and the Senate took up, out of its order, Senate Joint Resolution No. 8.

The Chair laid before the Senate, on its second reading,

Senate Joint Resolution No. 8, To amend Section 9, of Article 8, of the Constitution of the State of Texas so as to authorize the levy of a State tax for road and bridge purposes,

With the following pending amendment offered by Senator Savage:

"Strike out the words 'Be it resolved by the Legislature of the State of Texas.'"

Senator Patteson offered the following amendment to perfect the resolution:

"Amend by striking out '15 cents' and inserting '10 cents.'"

Adopted.

Senator Faulk offered the following amendment:

"Amend by adding after the word 'State,' in line 3, page 1, the word 'annual.'"

The amendment was adopted.

Senator Savage then withdrew his pending amendment.

The resolution was read second time, and ordered engrossed by the following vote:

Yeas—21.

Beaty.	Hanger.
Brachfield.	Harper.
Cain.	Hicks.
Davidson of	Hill.
Galveston.	Lipscomb.
Decker.	Martin.
Douglass.	McKamy.
Faubion.	Morris.
Faulk.	Patteson.
Grinnan.	Paulus.
Hale.	Stafford.

Nays—6.

Davidson of	Mills.
DeWitt.	Savage.
Faust.	Sebastian.
Henderson.	

Absent.

Harbison.	Willacy.
Perkins.	Wilson.

HOUSE CONCURRENT RESOLUTION NO. 19.

On motion of Senator Henderson, pending business (Senate bill No. 158) was suspended, and the Senate took up, House Concurrent Resolution No. 19.

PRIVILEGED MOTION.

Senator Mills called up Senate bill No. 266, and moved that the Senate concur in the following House amendment:

"Amend by striking out '21a,' in the caption, line 20, and insert in lieu thereof '21b'; also in lines 26 and 28, page 1, by striking out '21a' and insert therefor '21b.'"

The motion to concur in the amendment prevailed.

Senator Mills moved to reconsider the vote by which the motion to concur in the House amendment prevailed, and lay that motion on the table.

The motion to table prevailed.

RECESS.

On motion of Senator Mills, the Senate, at 12:55 o'clock p. m. took a recess until 3 o'clock p. m. today.

AFTER RECESS.

The Senate was called to order by President Pro Tem. Davidson of DeWitt.

PENDING BUSINESS.

The Chair laid before the Senate, on its second reading, pending business for this hour,

House Concurrent Resolution No. 19, Setting aside the fourth floor of the capitol building, with certain exceptions, for the exclusive use of the General Land Office, and making an appropriation for the removal of said office.

Senator Decker offered the following substitute for the resolution:

Substitute House Concurrent Resolution No. 19:

Whereas, The old structure denominated the "Land Office" is rapidly crumbling to decay, and has been for a considerable length of time totally inadequate in point of space for the purposes for which it was constructed, and as it and always has been the department of greatest interest to the people of the State; the one too, where a greater number of people go on business than to any other, consequently taking all things into consideration to the extent that the best interests of the people be subserved and that betterment of conditions be had; therefore, be it

Resolved, By the State Legislature, the Governor approving:

First. That that portion of the first floor of the State capitol building, including all of the space west of the Attorney General's department, on the south side of the building; also to include all of said space west of the room occupied by the Treasury Department, said space to be known and designated as the Land Office of the State of Texas, and to be under the supervision and control of the Commissioner of the Land Office.

Second. The Superintendent of Public Buildings and Grounds shall, upon the passage of this resolution, proceed at once to assign to the State Purchasing Agent suitable quarters on the fourth

floor of the capitol building; also rooms on the same floor to the Commissioner of Agriculture, Insurance and History. The State library shall be removed to the chamber designated in the original plat of the building as State library. The law library shall be removed to the apartment provided for it in the plan of construction for the same.

Third. The near approach of the end of the session of the Legislature, together with the necessity for immediate provision to relieve and provide for the Land Office of the State, creates an imperative public necessity why the constitutional rule requiring resolutions of this character should be read in each house on three several days be suspended, and that this joint resolution take effect from and after its passage, and it is so enacted.

Senator Grinnan moved to table the substitute resolution.

The motion prevailed by the following vote:

Yeas—15.

Beaty.	McKamy.
Brachfield.	Patteson.
Cain.	Paulus.
Faulk.	Savage.
Grinnan.	Sebastian.
Hanger.	Stafford.
Harper.	Wilson.
Henderson.	

Nays—6.

Davidson of	Faubion.
DeWitt.	Hill.
Decker.	Mills.
Douglass.	

Absent.

Davidson of	Lipscomb.
Galveston.	Martin.
Faust.	Morris.
Hale.	Perkins.
Harbison.	Willacy.
Hicks.	

Senator Grinnan moved to table the original resolution.

Yeas and nays were demanded, but developed no quorum voting, as shown by the following roll call:

Yeas—8.

Brachfield.	Hanger.
Cain.	Harper.
Faulk.	McKamy.
Grinnan.	Paulus.

Nays—12.

Beaty.	Hill.
Davidson of	Mills.
DeWitt.	Patteson.
Decker.	Savage.
Douglass.	Sebastian.
Faubion.	Wilson.
Henderson.	

Absent.

Davidson of	Lipscomb.
Galveston.	Martin.
Faust.	Morris.
Hale.	Perkins.
Harbison.	Stafford.
Hicks.	Willacy.

CALL OF THE SENATE FOR THE PURPOSE OF SECURING AND MAINTAINING A QUORUM.

Senator Decker moved a call of the Senate for the purpose of obtaining and maintaining a quorum. The same being duly seconded, the roll was called, the following Senators answering to their names:

Beaty.	Harper.
Brachfield.	Henderson.
Cain.	Hicks.
Davidson of	Hill.
DeWitt.	Lipscomb.
Davidson of	McKamy.
Galveston.	Mills.
Decker.	Morris.
Douglass.	Patteson.
Faubion.	Paulus.
Faulk.	Savage.
Faust.	Sebastian.
Grinnan.	Stafford.
Hale.	Wilson.
Hanger.	

Absent.

Harbison.	Perkins.
Martin.	Willacy.

The roll call developed a quorum present, and the Chair so announced it.

(Senator Davidson of Galveston in the chair.)

Senator Grinnan withdrew his motion to table the original resolution, which put the resolution back before the Senate.

Senator Sebastian moved to reconsider the vote by which the substitute resolution was tabled.

Senator Grinnan made a point of order that the motion to table could not be reconsidered.

The Chair (Senator Davidson of Galveston) sustained the point of order.

(Lieutenant Governor Neal in the chair.)

Senator Grinnan moved to table the original resolution.

Yeas and nays being demanded, the motion to table prevailed by the following vote:

Yeas—16.

Brachfield.	Douglass.
Cain.	Faulk.
Davidson of	Faust.
DeWitt.	Grinnan.

Hale.	Mills.
Hanger.	Morris.
Harper.	Paulus.
Lipscomb.	Savage.
McKamy.	

Nays—11.

Beaty.	Hicks.
Davidson of	Hill.
Galveston.	Martin.
Decker.	Sebastian.
Faubion.	Stafford.
Henderson.	Wilson.

Absent.

Harbison.	Perkins.
Patteson.	Willacy.

FIRST HOUSE MESSAGE.

Hall of the House of Representatives,
Austin, Texas, March 23, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: I am directed by the House to inform the Senate that the House has passed the following bills:

House bill No. 136, A bill to be entitled "An Act to amend Chapter 153 of the General Laws of the State of Texas passed at the Regular Session of the Twenty-fifth Legislature and amended at the Regular Session of the Twenty-sixth Legislature, and at the Regular Session of the Twenty-seventh Legislature, and at the First Called Session of the Twenty-seventh Legislature, entitled 'An Act to prohibit the taking of fish from the fresh waters and streams of this State otherwise than by means of the ordinary hook and line and trot line, and to prohibit the sale or shipping of game fish in this State, and to provide penalties for the violation thereof,' by fixing a penalty for the use of poison, dynamite or other explosives in killing, catching and taking fish," with engrossed rider.

House bill No. 457, A bill to be entitled "An Act to define, prohibit and declare illegal trusts, monopolies and conspiracies in restraint of trade, and to prescribe penalties for forming or being connected with such trusts, monopolies and conspiracies, and to provide for the suppression of the same, and to promote free competition in the State of Texas, and to repeal all laws in conflict therewith," with engrossed rider.

House concurs in Senate amendments to Substitute House bill No. 10.

House concurs in Senate amendments to House bill No. 560.

House bill No. 116, A bill to be entitled "An Act requiring all persons or corporations owning or operating street rail-

ways in any of the cities of this State to transport children under the age of twelve years, and all students attending any public or private academic school, at and for one-half the fare regularly charged for the transportation of adult persons," with engrossed rider.

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

BILLS READ AND REFERRED.

The Chair (President Pro Tem. Davidson) had read and referred, after their caption had been read, the following House bills:

House bill No. 116, A bill to be entitled "An Act requiring all persons or corporations owning or operating street railroads in any of the cities of this State to transport children under the age of twelve years, and all students attending any public or private academic school, at and for one-half the fare regularly charged for the transportation of adult persons," with engrossed rider.

Referred to Committee on State Affairs.

House bill No. 457, A bill to be entitled "An Act to define, prohibit and declare illegal trusts, monopolies and conspiracies in restraint of trade, and to prescribe penalties for forming or being connected with such trusts, monopolies and conspiracies, and to provide for the suppression of the same, and to promote free competition in the State of Texas, and to repeal all laws in conflict therewith," with engrossed rider.

Referred to Judiciary Committee No. 1.

House bill No. 136, A bill to be entitled "An Act to amend Chapter 153 of the General Laws of the State of Texas passed at the Regular Session of the Twenty-fifth Legislature and amended at the Regular Session of the Twenty-sixth Legislature, and at the Regular Session of the Twenty-seventh Legislature, and at the First Called Session of the Twenty-seventh Legislature, entitled 'An Act to prohibit the taking of fish from the fresh waters and streams of this State otherwise than by means of the ordinary hook and line and trot line, and to prohibit the sale or shipping of game fish in this State, and to provide penalties for the violation thereof,' by fixing a penalty for the use of poison, dynamite or other explosives in killing, catching and taking fish," with engrossed rider.

Referred to Judiciary Committee No. 2.

SENATE BILL NO. 318.

On motion of Senator Cain, pending

business (Senate bill No. 158) was suspended, and the Senate took up, out of its order, Senate bill No. 318.

The Chair laid before the Senate, on its second reading,

Senate bill No. 318, A bill to be entitled "An Act to amend Articles 3763, 3764, 3765, 3766, 3767, 3769, 3770, 3771 and 3775, Title LXXXI, of the Revised Civil Statutes of the State of Texas, and to add thereto Articles 3776a, 3776b and 3776c, providing penalties for the breach of said Title regulating the practice of pharmacy within the State of Texas."

Senator McKamy offered the following amendment:

Amend line 17, Section 5, after the word 'stationery' 'and the State Board of Pharmacy may appoint a State Pharmaceutical Agent, whose duty it shall be to investigate all alleged violations of this Act. The said State Pharmaceutical Agent shall be paid not to exceed \$5 per day, and this amount shall be paid to him for such days only while actually acting in the capacity as provided in this Act, and he is to receive such additional amounts as he may actually incur for expenses in the discharge of his duties for mileage, hotel bills, stamps and stationery.'

The amendment was adopted.

Senator McKamy offered the following amendment:

"Amend line 8 of Article 3771, after the word 'drugs,' 'provided that all persons registered as pharmacists under this Act shall pay to the State Board of Pharmacy \$1 per year, payable three years in advance, as an annual renewal fee for certificate of registration. The State Board of Pharmacy shall have power to revoke the certificate of registration of any pharmacist registered under this Act who, after receiving ninety days' notice from the State Board of Pharmacy shall not pay the said renewal fee as prescribed by this Act.'"

The amendment was adopted.

Senator McKamy offered the following amendment:

"Amend Section 11 to read as follows: 'The fact that there are now no laws governing pharmacy, the present laws having been declared unconstitutional by the courts, creates an emergency and an imperative public necessity that the constitutional rule requiring all bills to be read on three several days be suspended and this Act to take effect and be in force from and after its passage.'"

The amendment was adopted.

Senator Brachfield offered the following amendment:

"Amend by adding after the word 'Texas,' on line 20, page 1, the follow-

ing: 'Provided, that one who is in the habit of being under the influence of intoxicating liquors shall not be permitted to pass said examination, and provided further, that any person registered under this Act, or shall have his certificate revoked, and it shall be the duty of the Board of Pharmacy, appointed under this Act, to investigate all matters coming under this section.'"

The amendment was adopted.

Bill was read second time and ordered engrossed.

On motion of Senator McKamy the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—21.

Beaty.	Grinnan.
Brachfield.	Harper.
Cain.	Henderson.
Davidson of	Hill.
DeWitt.	Lipscomb.
Davidson of	Martin.
Galveston.	McKamy.
Decker.	Mills.
Douglass.	Paulus.
Faubion.	Savage.
Faulk.	Wilson.
Faust.	

Absent.

Hale.	Patteson.
Hanger.	Perkins.
Harbison.	Sebastian.
Hicks.	Stafford.
Morris.	Willacy.

The bill was read third time and passed by the following vote:

Yeas—22.

Beaty.	Grinnan.
Brachfield.	Harper.
Cain.	Henderson.
Davidson of	Hicks.
DeWitt.	Hill.
Davidson of	Martin.
Galveston.	McKamy.
Decker.	Mills.
Douglass.	Paulus.
Faubion.	Savage.
Faulk.	Sebastian.
Faust.	Wilson.

Absent.

Hale.	Patteson.
Hanger.	Perkins.
Harbison.	Stafford.
Lipscomb.	Willacy.
Morris.	

Senator McKamy moved to reconsider the vote by which the bill was passed and lay that motion on the table.

The motion to table prevailed.

SECOND HOUSE MESSAGE.

Hall of the House of Representatives.
Austin, Texas, March 23, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: I am directed by the House to inform the Senate that the House concurs in Senate amendments to House bill No. 262.

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

HOUSE BILL NO. 446.

On motion of Senator Brachfield, pending business (Senate bill No. 158) was suspended, and the Senate took up, out of its order, House bill No. 446.

The Chair laid before the Senate, on its second reading,

House bill No. 446, A bill to be entitled "An Act to create a more efficient road system for Panola county, Texas, and making the county commissioners of said county ex-officio road commissioners, and prescribing their duties as such, and providing for the appointment of road overseers, and defining their duties; and for the working of county convicts upon the roads of said county; and providing for the working of insolvent poll tax payers upon the roads of said county; and to provide for the summoning of teams for road work, and for allowance of time for road service of same, and fixing penalties for violations of this act, and to repeal all laws in conflict with this act as to Panola county."

Senator Brachfield offered the following amendment:

"Amend by adding after the word county," in line 27, page 1, the following: 'And declaring an emergency.'"

The amendment was adopted.

Bill was read second time, and passed on a third reading.

On motion of Senator Brachfield, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—21.

Beaty.	Grinnan.
Brachfield.	Harper.
Cain.	Henderson.
Davidson of	Hicks.
DeWitt.	Hill.
Davidson of	Martin.
Galveston.	McKamy.
Decker.	Mills.
Douglass.	Savage.
Faubion.	Sebastian.
Faulk.	Wilson.
Faust.	

Absent.

Hale.	Patteson.
Hanger.	Paulus.
Harbison.	Perkins.
Lipscomb.	Stafford.
Morris.	Willacy.

The bill was read third time, and passed by the following vote:

Yeas—25:

Beaty.	Hanger.
Brachfield.	Harper.
Cain.	Henderson.
Davidson of	Hicks.
DeWitt.	Hill.
Davidson of	Martin.
Galveston.	McKamy.
Decker.	Mills.
Douglass.	Morris.
Faubion.	Savage.
Faulk.	Sebastian.
Faust.	Stafford.
Grinnan.	Wilson.
Hale.	

Nays—1.

Lipscomb.

Absent.

Harbison.	Perkins.
Patteson.	Willacy.
Paulus.	

Senator Martin moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

CALL OF THE SENATE FOR PURPOSE OF SECURING AND MAINTAINING A QUORUM.

Senator Davidson of DeWitt moved a call of the Senate for the purpose of securing and maintaining a quorum.

The call was duly seconded.

The roll call was called, the following Senators answering to their names:

Beaty.	Harper.
Brachfield.	Henderson.
Cain.	Hicks.
Davidson of	Hill.
DeWitt.	Lipscomb.
Davidson of	Martin.
Galveston.	McKamy.
Decker.	Mills.
Douglass.	Morris.
Faubion.	Paulus.
Faulk.	Savage.
Faust.	Sebastian.
Grinnan.	Stafford.
Hale.	Wilson.
Hanger.	

Absent.

Harbison.	Perkins.
Patteson.	Willacy.

SENATE BILL NO. 302.

Senator Davidson of Galveston moved that pending business (Senate Bill 158) be suspended, and the Senate take up, out of its order, Senate bill No. 302.

The motion prevailed by the following vote:

Yeas—18.

Beaty.	Lipscomb.
Davidson of	Martin.
Galveston.	McKamy.
Douglass.	Mills.
Faubion.	Morris.
Faust.	Savage.
Hanger.	Sebastian.
Henderson.	Stafford.
Hicks.	Wilson.
Hill.	

Nays—8.

Brachfield.	Faulk.
Cain.	Grinnan.
Davidson of	Hale.
DeWitt.	Harper.
Decker.	

Absent.

Harbison.	Perkins.
Patteson.	Willacy.
Paulus.	

The Chair laid before the Senate, on its second reading,

Senate bill No. 302, A bill to be entitled "An Act further regulating the amendment of charters of corporations incorporated for the purpose of constructing, owning, operating and maintaining railroads, and to provide for the location, construction, operation and maintenance of additional lines or tracks of railroad necessary to shorten the route or reduce the grades of the tracks of the lines of such companies under and by virtue of such amendments, and regulating the issuance of stocks and bonds to pay for the construction of such lines or tracks of railroad; and to prohibit the attachment of liens theretofore existing upon the property of such additional lines or tracks and to provide the manner and means of accomplishing such purposes."

With the following pending amendment:

"Amend by adding after the word 'thereof,' in line 27, page 1, the following: 'Provided, no change of tracks or switches of any kind shall be made, or road built, except upon the written permission of the Railroad Commission; and provided said new road built, if authorized, shall not be such a road as would, if owned by another, be a parallel or competing line of railway.'"

Also the following amendment to the amendment:

"Amend the amendment by striking

out all after the words 'Railroad Commission.'"

Senator Harper moved that further consideration of the bill be postponed until April 1st, at conclusion of morning call.

Senator Hanger moved to table that motion.

The motion to table was lost by the following vote:

Yeas—13.

Beaty.	Henderson.
Davidson of	Hicks.
Galveston.	Hill.
Decker.	McKamy.
Douglass.	Morris.
Faust.	Stafford.
Hanger.	Wilson.

Nays—13.

Brachfield.	Hale.
Cain.	Harper.
Davidson of	Lipscomb.
DeWitt.	Martin.
Faubion.	Mills.
Faulk.	Savage.
Grinnan.	Sebastian.

Absent.

Harbison.	Perkins.
Patteson.	Willacy.
Paulus.	

Question then being on the motion to postpone until April 1st.

HOUSE BILLS NOS. 15 AND 434 SIGNED.

The Chair (Lieutenant Governor Neal) gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read.

House bill No. 15, "An Act to prevent coercion or blacklisting of any employee or laborer, and to provide a penalty for the violation of the same."

House bill No. 432, "An Act to diminish the civil and criminal jurisdiction of the county court of Kimble county; to conform the jurisdiction of the district court thereto; and to repeal all laws in conflict therewith."

SIMPLE RESOLUTION.

Senator Decker offered the following resolution:

Whereas, It is ever the custom of the American people to recognize merit; and

Whereas, The Honorable Joseph Faust, the Senator from Comal county, was an enlisted Confederate soldier at the age of sixteen, participated in the capture of the Val Verde Battery, and although a mere boy was first to volunteer in the

capture of the Harriett Lane at Galveston; therefore, be it

Resolved, By the Senate, that the thanks of this body be extended to the Governor of Texas for having commissioned Senator Joseph Faust, Lieutenant Colonel, and assigned to duty on his staff.

On motion of Senator Hanger, the resolution was adopted by a rising vote:

THIRD HOUSE MESSAGE.

Hall of the House of Representatives,
Austin, Texas, March 23, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: I am directed by the House to inform the Senate that the House has passed

Senate bill No. 241, A bill to be entitled "An Act requiring railroad companies to construct sidings and spur tracks, and giving the Railroad Commission power to require construction of same."

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

ADJOURNMENT.

On motion of Senator Stafford, the Senate, at 6 o'clock p. m., adjourned until tomorrow morning at 10 o'clock a. m.

APPENDIX.

FINANCE.

Committee Room,
Austin, Texas, March 23, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Finance, to whom was referred

Senate bill No. 146, A bill to be entitled "An Act to provide a system of electric power, electric lights and waterworks for the purpose of supplying electric lights and water to the State Capitol, the General Land Office, Governor's Mansion and the various public institutions of the State of Texas in the city of Austin and adjacent thereto; to appoint a board of three persons with authority to purchase and put in operation the necessary property, machinery and plant for such purpose, and with authority to lay mains and pipes and to erect poles and place wires across and along the streets and alleys and public highways in the city of Austin, and public roads adjacent thereto, and to secure from private owners, by purchase or condemna-

tion proceedings if necessary the right to lay such mains and pipes and erect such poles and place such wires across private lands; to provide for the operation of such plant, to make an appropriation therefor, and to declare an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do* pass, with the following amendments:

"Amend Section 1 by striking out all after the word 'Governor,' in line 1, original bill, down to and including 'Treasurer,' in line 2, and insert the following: 'and two other persons to be by himself selected.'

"Amend Section 2 as follows: 'Said board shall have the discretionary power to purchase all or any part of the old City Water Works in the event said purchase will reduce the cost of the entire system to the State 33½ per cent. of entire cost.

"And in arriving at this conclusion, cost of operation, and waste of energy attending the operating the acquired line over and above the same for the need, shall be taken into consideration, the main object being to secure to the State the most efficient and effectual service.'

"Amend Section 8 by striking out 'Comptroller and Treasurer.'"

WILSON, Chairman.

Committee Room,

Austin, Texas, March 23, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Finance, to whom was referred

House bill No. 315, A bill to be entitled "An Act creating a Board of Trustees of San Jacinto Battle Field; defining the duties of the same, and appropriating \$30,000 for the improvements and protection of the San Jacinto Battle Field."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do* pass, and we further recommend that the bill be not printed.

(Floor report.)

WILSON, Chairman.

STOCK AND STOCK RAISING.

Committee Room,

Austin, Texas, March 23, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Stock and Stock Raising, to whom was referred

House bill No. 1, A bill to be entitled "An Act to amend an act of the Twenty-sixth Legislature, passed at its Regular Session, being Chapter 119 of its acts, and entitled 'An Act to amend Article 5043, Chapter 6, Title 102, Revised Statutes, as amended by the Twenty-fifth Legislature, in Chapter 121, of said acts, relating to inspection of live stock, so as to place Randall county under the operation of said law, and to remove Cochran, Cottle, Bailey, Parmer, Lamb and other counties from the operation of said law,' and to provide for the appointment of an inspector of hides and animals for Zapata county,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do* pass, with the following amendment:

"Amend the caption by striking out the words, 'and to provide for the appointment of an inspector of hides and animals for Zapata county.'" That the bill be not printed.

(Floor report.)

HILL, Chairman.

Committee Room,
Austin, Texas, March 23, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Stock and Stock Raising, to whom was referred

House bill No. 310, A bill to be entitled "An Act to amend Article 822, of Chapter 4, Title XVII, of the Penal Code of the State of Texas, of infectious diseases among animals,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do* pass, and that the bill be not printed.

(Floor report.)

HILL, Chairman.

AGRICULTURAL AFFAIRS.

Committee Room,
Austin, Texas, March 23, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Agricultural Affairs, to whom was referred

House bill No. 293, A bill to be entitled "An Act to provide for the protection of honey bees against foul brood and other contagious diseases, and providing that all bee keepers report to the State Entomologist when infectious diseases exist; providing for collecting the expense of eradicating the disease, and fixing the charges upon the owner or agent of the bees; providing for the extermination of

all contagious diseases; and providing penalties for the violation of any of the provisions of this act,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do* pass, and that the bill be not printed.

(Floor report.)

CAIN, Chairman.

EDUCATIONAL AFFAIRS.

Committee Room,
Austin, Texas, March 23, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Educational Affairs, to whom was referred

Senate bill No. 97, A bill to be entitled "An Act to regulate the salaries paid to the principals of the three State normal schools located at Huntsville, Denton, and San Marcos, respectively; authorizing the State Board of Education to fix the salaries of the teachers of the said State normal schools, and repealing all conflicting laws and parts of laws,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do* pass, and that the bill be not printed.

(Floor report.)

STAFFORD, Chairman.

STATE AFFAIRS.

Committee Room,
Austin, Texas, March 23, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on State Affairs, to whom was referred

House Concurrent Resolution No. 19, Setting aside the fourth floor of the Capitol building, with certain exceptions, for the exclusive use of the General Land Office, and making an appropriation for the removal of said office,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do* pass.

McKAMY, Chairman.

Committee Room,
Austin, Texas, March 23, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on State Affairs, to whom was referred

House bill No. 195, A bill to be entitled "An Act separating the Bureau of Agri-

culture, Insurance, Statistics and History; establishing the Department of Agriculture of the State of Texas; defining its duties and providing for its proper administration,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

McKAMY, Chairman.

Committee Room,

Austin, Texas, March 23, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on State Affairs, to whom was referred

Senate bill No. 273, A bill to be entitled 'An Act to provide for the appointment and qualification of a county auditor in any county having a population of 40,000 and over; providing for the manner of appointment; the duties of said officer; the compensation allowed, making this act cumulative of other provisions in the present laws, and repealing all laws and parts of laws in conflict herewith,'

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*.

McKAMY, Chairman.

Committee Room,

Austin, Texas, March 23, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on State Affairs, to whom was referred

House bill No. 116, A bill to be entitled 'An Act requiring all persons or corporations owning or operating street railways in any of the cities of this State to transport children under the age of 17 years, and all students not more than seventeen years of age attending any public or private academic school at and for one-half the fare regularly charged for the transportation of adult persons, and providing penalties for the violation of this act,'

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it *do pass*, and that the bill not printed.

(Floor report.)

McKAMY, Chairman.

ENGROSSED BILLS.

Committee Room,

Austin, Texas, March 23, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Engrossed

Bills have carefully examined and compared

Senate bill No. 131, A bill to be entitled "An Act authorizing the sale of certain portions of the public free school, university and asylum lands, to railroad companies owning, operating or constructing railroads in this State, for the location and establishment of town sites, depots, stations, yards and roundhouses, shops, divisional terminals, or water stations; and to prescribe the terms and conditions of such sales, to authorize the Commissioner of the General Land Office or Board of Regents of the State University as the case may be, to fix the prices of such lands when sold for such purposes,"

And find the same correctly engrossed.

PATTESON, Chairman.

Committee Room,

Austin, Texas, March 21, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 317, A bill to be entitled "An Act to amend Sections 8, 12, 120, 141, 145 and 170, of the charter of the city of Dallas as the same exists by virtue of an act entitled 'An Act to incorporate the city of Dallas and to grant it a new charter,' approved May 9, 1899, and an act amendatory thereto entitled 'An Act to amend Sections 12, 56, 77 and 119 and 120 of an act entitled 'An Act to incorporate the city of Dallas and to grant it a new charter,' approved May 9, 1899, said sections relating to voting precincts, eligibility to office, collecting of taxes, the appropriation of revenue and the issuance of bonds by the said city, to the Board of Appeals of the said city and its duties, and to the responsibility of the city for damages,"

And find the same correctly engrossed.

PATTESON, Chairman.

Committee Room,

Austin, Texas, March 23, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 269, A bill to be entitled "An Act authorizing persons indicted for felony, whose plea is insanity, to be admitted into the State Insane Asylum at Austin, to be there observed and detained until the further order of the judge, so that the truth or falsity of such plea may be ascertained; further authorizing all persons now confined in

the State penitentiary, who are adjudged to be insane, to be transferred to said institution for observation, treatment and safe keeping, and prescribing methods and proceedings by which such transfers shall be made; also allowing transfers to said asylums of all persons now confined in any other of the insane asylums who are charged with criminal offenses, and making suitable provisions for the safe and proper keeping of all the above classes named, and repealing all laws and parts of laws in conflict with this act,"

And find the same correctly engrossed.
PATTESON, Chairman.

Committee Room,
Austin, Texas, March 21, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 83, A bill to be entitled "An Act to amend Article 804, Chapter 3, of the Revised Statutes of 1895, fixing a punishment for persons who shall enter upon enclosed land of another without the consent of the owner, proprietor or person in charge, and therein hunt with firearms, therein catch or take any fish from any pond, lake, tank or stream or in any other manner deplete upon same,"

And find the same correctly engrossed.
PATTESON, Chairman.

Austin, Texas, March 21, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 132, A bill to be entitled "An Act to amend Title XV, Chapter 4, of the Code of Criminal Procedure of the State of Texas by adding thereto Article 1129a, relating to fees in examining trials of misdemeanor charges, and declaring an emergency,"

And find the same correctly engrossed.
PATTESON, Chairman.

Committee Room,
Austin, Texas, March 21, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 248, A bill to be entitled "An Act to authorize the Board of Managers of the North Texas Hospital for the Insane, at Terrell, Texas, to sell

that part of the lands belonging to the State for the use of said Institution which lies west of the Texas Midland railroad, and to purchase, at the same price per acre, other lands lying east of said railroad."

And find the same correctly engrossed.
PATTESON, Chairman.

Committee Room,
Austin, Texas, March 23, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 296, A bill to be entitled "An Act to amend Article 5065 of Title CIV, Chapter 2, of the Revised Civil Statutes of the State of Texas, so as to exempt the property of charitable institutions from taxation."

And find the same correctly engrossed.
PATTESON, Chairman.

Committee Room,
Austin, Texas, March 21, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 103, A bill to be entitled "An Act to amend Articles 3923, 3924 and 3926a, of the Revised Statutes of the State of Texas, to authorize and require the Comptroller of Public Accounts to draw his warrants on the State Treasurer, in favor of the county treasurers and treasurers of independent school districts, for the several apportionments of the available school fund authorized by the State Board of Education for the support of free public schools, on the certificate of the Superintendent of Public Instruction, and to remit such warrants direct to the said treasurers."

And find the same correctly engrossed.
PATTESON, Chairman.

Committee Room,
Austin, Texas, March 23, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 274, A bill to be entitled "An Act to amend Subdivision 37 of Article 642 of Chapter 130, of the Acts of the regular session of the Twenty-fifth Legislature, entitled 'An Act to amend Articles 641 and 642, Chapter 2, Title XXI, of the Revised Civil Stat-

utes of Texas, relating to corporations."

And find the same correctly engrossed.
PATTESON, Chairman.

Committee Room,
Austin, Texas, March 21, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 208, A bill to be entitled "An Act to define the status of joint stock associations and joint stock companies having any of the powers or privileges of corporations not possessed by individuals or partnerships shall be subject to all the laws of this State with regard to corporations."

And find the same correctly engrossed.
PATTESON, Chairman.

Committee Room,
Austin, Texas, March 21, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 297, A bill to be entitled "An Act to change and prescribe the time for holding district courts in the Thirty-first Judicial District of this State; to conform all writs and processes from such courts to such changes, and to repeal all laws in conflict herewith."

And find the same correctly engrossed.
PATTESON, Chairman.

Committee Room,
Austin, Texas, March 21, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 83, A bill to be entitled "An Act to amend Article 543, Chapter 6, Title CII, Revised Statutes, as amended by the Twenty-fifth Legislature, in Chapter 121, of said Act, and Twenty-sixth Legislature, Chapter 119, relating to the regulation for the protection of stock raising in certain localities."

And find the same correctly engrossed.
PATTESON, Chairman.

Committee Room,
Austin, Texas, March 23, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 210, A bill to be entitled "An Act to incorporate the city of San Antonio, and to repeal an Act of the Legislature of the State of Texas," approved August 13, 1870, entitled "An Act to incorporate the city of San Antonio and grant a new charter to said city," and to repeal an Act entitled "An Act to incorporate the city of San Antonio," approved July 17, 1856, and an Act entitled "An Act to amend the Act to incorporate the city of San Antonio," approved February 11, 1860, and also to repeal all acts amendatory of said act, approved August 13, 1870, and declaring an emergency,

And find the same correctly engrossed.
PATTESON, Chairman.

ENROLLED BILLS.

Committee Room,
Austin, Texas, March 23, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 26, "An Act to exterminate prairie dogs in Texas, by allowing citizens in counties or subdivisions thereof to vote upon the question of such extermination; providing means of extermination, and declaring an emergency,"

And find the same correctly enrolled, and have this day, at 4:55 p. m., presented the same to the Governor for his approval.

HALE, Chairman.

Committee Room,
Austin, Texas, March 23, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 32, "An Act to amend Article 4905, Title CI, Chapter 1, of the Revised Civil Statutes of the State of Texas, amending the law relating to fees of sheriffs and constables,"

And find the same correctly enrolled, and have this day, at 4:55 p. m., presented the same to the Governor for his approval.

HALE, Chairman.

Committee Room,
Austin, Texas, March 23, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 114, "An Act requiring all railway corporations operating a line of railway in the State of Texas to place switch lights on all their main line switches and to keep the same lighted from sunset to sunrise, and requiring all railway corporations operating a line of railway in the State of Texas to place derailing switches on all sidings connecting with the main line and upon which sidings cars are left standing, and providing penalties and remedies for the violation of the provisions of this act, and declaring an emergency,"

And find the same correctly enrolled, and have this day, at 4:55 p. m., presented the same to the Governor for his approval.

HALE, Chairman.

Committee Room,
Austin, Texas, March 23, 1903.

Hon. Geo. D. Neal, President of the Senate.

SIR: Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 141, A bill to be entitled "An Act to amend an act entitled 'An Act to incorporate the city of Beaumont, to grant it a special charter and to fix its boundaries,' passed by the Twenty-sixth Legislature, Chapter 12, of the Special Laws of the said Legislature, approved May 12, 1899, by amending Sections 28 and 36 of said act, and by adding thereto Sections 28a, 28b, 28c, 28d, 28e, 28f, 28g, 36a, 36b, 36c, 36d, 36e, 36f, 36g, 36h, 36i and 36j, defining the jurisdiction and power of the city council with reference to streets, alleys, public grounds and highways; and the duty of said council in letting contracts for works of improvement and public work, in the said city of Beaumont, and by said additional sections defining the jurisdiction of the city council and liability of the citizens of said city with reference to the construction of sidewalks and pavements on the public streets and highways of said city; and providing a general system to secure the construction of sidewalks and pavements on public streets and highways of the said city, and the manner whereby due and proper proceedings may be had in order to fix the liability of property owners in respect to such sidewalks and pavements; and providing a method for the collection of such amounts as may become due the city in this connection; and declaring an emergency."

And have this day, at 4:45 o'clock p. m., presented the same to the Governor for his approval.

HALE, Chairman.

FORTY-FOURTH DAY.

Senate Chamber,
Austin, Texas, Tuesday, March 24, 1903

Senate met pursuant to adjournment.
Lieutenant Governor Neal in the chair.

Roll call. Quorum present, the following Senators answering to their names:

Beaty.	Henderson.
Brachfield.	Hicks.
Cain.	Hill.
Davidson of	Lipscomb.
DeWitt.	Martin.
Davidson of	McKamy.
Galveston.	Mills.
Decker.	Morris.
Douglass.	Patteson.
Faubion.	Paulus.
Faulk.	Perkins.
Faust.	Savage.
Grinnan.	Sebastian.
Hale.	Stafford.
Hanger.	Willacy.
Harbison.	Wilson.
Harper.	

ROLL CALL OF OFFICERS AND EMPLOYEES.

Present.

Clyde D. Smith.
W. E. DeLemar.
R. L. Gilmore.
Amos Wynne.
W. M. Cobb.
Eldred McKinnon.
Mrs. Laura V. Grinnan.
F. P. Smith.
C. H. Allen.
D. F. Hughes.
Frank Mullins.
C. J. Kirk.
Rev. I. S. Davenport.
Miss May Fant Odom.
J. C. Son.
Miss Georgia Sturgiss.
Miss Hattie Yarbrough.
Mrs. Hope M. Hawkins.
Miss Emily Holcomb.
Mrs. J. R. Van Orden.
Miss Bessie Goldstein.
Miss L. Stanley.
W. T. Pace.
W. A. Shaw, Jr.
Lucien Goss.
H. Davenport.
Chas. Lane.
Willis Gibson.
Henry Paulus.
Evetts Thornhill.
Walter Savage.
Willie Gray.
Jamie Snipes.
Ed Underhill.